

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

RECEIVED  
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T.R.A. DOCKET ROOM

In Re: *Implementation of the Federal Communications Commission's  
Triennial Review Order (Nine-month Proceeding)(Switching)*

Docket No. 03-00491

**AFFIDAVIT**

STATE OF TENNESSEE

COUNTY OF DAVIDSON

I, Carolyn Hanesworth, state as follows:

1. I am the Administrator in the Tennessee Legal Department for BellSouth Telecommunications, Inc. ("BellSouth"). I am familiar with BellSouth's participation the above-referenced docket.

2. On November 14, 2003, subpoenas were served on the following entities, unless otherwise indicated, by serving the Registered Agent for those entities as identified at the Tennessee Secretary of State's website in the manner listed below:

Aeneas Communications, LLC	Certified Mail, Return Receipt
ALEC, Inc.	Hand Delivery <sup>1</sup>
Concord Telephone Exchange	Hand Delivery to Counsel
DSL, Inc.	Certified Mail, Return Receipt
Global Crossing Local Services, Inc.	Hand Delivery
Global Crossing Telecommunications, Inc.	Hand Delivery
Humphreys County Telephone	Hand Delivery to Counsel
ICG Telecom Group, Inc.	Hand Delivery
Knology of Knoxville, Inc.	Hand Delivery
Knology of Nashville, Inc.	Hand Delivery
Knology of Tennessee, Inc.	Hand Delivery
Level 3 Communications, LLC	Certified Mail, Return Receipt
Loadpoint Telecommunications, LLC	Hand Delivery
Mpower, Inc.	Certified Mail, Return Receipt
Memphis Networx, LLC	Hand Delivery

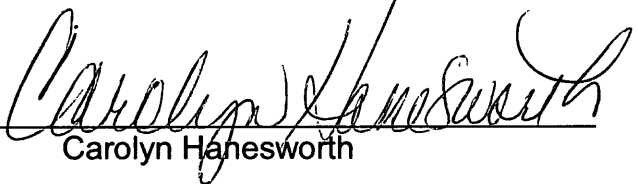
<sup>1</sup> Hand delivery to the offices of the Registered Agent for service of process was made by RoadRunner Courier Service, 315 Deaderick Street, Nashville, TN 37238, at the request of BellSouth.

MetroNet, Incorporated  
Purepacket Communications of the South  
TCG MidSouth, Inc.  
Tellico Telephone  
Tennessee Telephone Company  
US LEC of Tennessee, Inc.  
Williams Communications, LLC  
XO Tennessee, Inc.  
Xspedius Communications


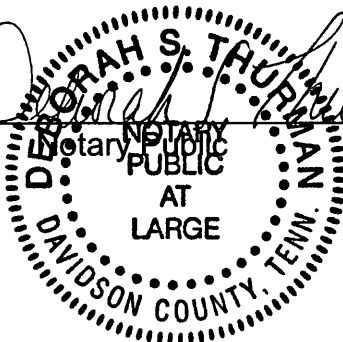
Certified Mail, Return Receipt  
Hand Delivery  
Certified Mail, Return Receipt  
Hand Delivery to Counsel  
Hand Delivery to Counsel  
Certified Mail, Return Receipt  
Certified Mail, Return Receipt  
Hand Delivery  
Certified Mail, Return Receipt

3. Copies of the subpoenas are attached.

FURTHER AFFIANT SAITH NOT.

  
Carolyn Hanesworth

Sworn to and subscribed before me this 15<sup>th</sup> day of December, 2003.

My Commission Expires:

11/27/04

My Commission Expires NOV. 27, 2004



BellSouth Telecommunications, Inc.  
Suite 2101  
333 Commerce Street  
Nashville, TN 37201-3300

guy.hicks@bellsouth.com

Guy M. Hicks  
General Counsel

615 214-6301  
Fax 615 214-7406

November 14, 2003

Aeneas Communications, LLC  
Mr. Jonathan V. Harlan  
301 S. Church St.  
Jackson, TN 38301

Re: *Implementation of the Federal Communications Commission's Triennial  
Review Order (Nine-month Proceeding)(Switching)*  
Docket No. 03-00491

Dear Registered Agent:

Attached is a Subpoena *Duces Tecum* for Deposition issued by the Tennessee Regulatory Authority. Also attached is a Protective Order that is expected to be entered by the Tennessee Regulatory Authority, or its Hearing Officer in this proceeding. Paragraph 13 of the Protective Order provides that:

13. Non-party witnesses, including entities responding to subpoenas, data requests or other third party discovery propounded by parties or the TRA, shall be entitled to invoke the provisions of this Order by designating information disclosed or documents produced for use in this action as CONFIDENTIAL in which event the provisions of this Order shall govern the disclosure of information or documents provided by the non-party witness. A non-party witness' designation of information as confidential may be challenged under Paragraph 11 of this Order.

If the recipient of this Subpoena provides information which is fully and completely responsive to the Subpoena by BellSouth by December 8, 2003, BellSouth will agree to dispense with the oral deposition. Please contact Carolyn Hanesworth at 615/214-6324 to make any necessary arrangements regarding the scheduling of depositions.

Very truly yours,



Guy M. Hicks

GMH:ch

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In Re: *Implementation of the Federal Communications Commission's  
Triennial Review Order (Nine-month Proceeding)(Switching)*

Docket No. 03-00491

**SUBPOENA DUCES TECUM FOR DEPOSITION**

To: Aeneas Communications, LLC, Mr. Jonathan V. Harlan, 301 S. Church St.,  
Jackson, TN 38301

**YOU ARE COMMANDED** to appear before a person authorized by law to take depositions at the offices BellSouth Telecommunications, Inc., 333 Commerce Street, Suite, 2101, Nashville, TN 37201 on December 8, 2003, at 4:00 p.m. to testify in this action, and to have with you at that time and place the following:

1. Documents reflecting your ownership and use of switches; including switches that may be used to provide service to retail customers in Tennessee and switches that might be used by other carriers to provide service to customers in Tennessee.
2. All information set forth in the Attachment, "Matters upon which examination is requested per T.C.A. §§ 4-5-311 and 65-2-102."

These items will be inspected and may be copied at that time. You will not be required to surrender the original items.

**YOU ARE SUBPOENAED** to appear by the following attorney(s) and, unless excused from this subpoena by these attorney(s) or the Authority you shall respond to this subpoena as directed.

Guy M. Hicks  
Joelle J. Phillips  
333 Commerce Street, Suite 2101  
Nashville, TN 37201-3300  
615/214-6301

Date of Issuance: 11/14/03

Richard Collier  
Richard Collier, General Counsel  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243

**MATTERS UPON WHICH EXAMINATION IS REQUESTED**  
**PURSUANT TO T.C.A. §§ 4-5-311 and 65-2-102**

1. Please provide the 11-digit COMMON LANGUAGE® Location Identifier (CLLI™) of each switch used to provide qualifying service<sup>1</sup> anywhere in the state of Tennessee that is owned by your company. If you lease, rent or otherwise obtain switching capacity on a switch that you do not own (other than from an incumbent Local Exchange Carrier), provide the same information regarding all such switches.
2. For every switch identified in response to Question 1, provide the number of DS-O/voice grade equivalent access lines that switch is equipped to provide. If you lease, rent or otherwise obtain capacity on someone else's switch, provide the DS0/voice grade equivalent access lines associated with the capacity you have obtained.
3. For every switch identified in response to Question 1, provide the number of DS-O/voice grade equivalent access lines current in use and state the date for which such information is provided.
4. State whether each switch identified in response to Question 1 serves residential customers.
5. Does this switch serve customer locations with:
  - a. 1 line only?
  - b. 2 or fewer lines?
  - c. 3 or fewer lines?
  - d. 4 or fewer lines?
  - e. 5 or fewer lines?
  - f. 6 or fewer lines?
  - g. 7 or fewer lines?
  - h. 8 or fewer lines?
  - i. 9 or fewer lines?
  - j. 10 or fewer lines?
6. For each grouping of customer locations identified in Question 5 (locations with 1 line, locations with 2 or fewer lines, etc.), provide:

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<sup>1</sup> A "qualifying service" is a telecommunications service that competes with a telecommunications service that has been traditionally the exclusive or primary domain of incumbent LECs, including, but not limited to, local exchange service, such as plain old telephone service, and access services, such as digital subscriber line services and high-capacity circuits. 47 C.F.R. § 51.5.

- a. The individual customer locations. Initially, it will be sufficient to provide these locations by wire center service area. If that information is not readily available, then the information should be provided by actual customer address. To explain further, this question asks you to provide, initially by wire center service area, the number of customer locations you serve that have one line, two lines or fewer, three lines or fewer, etc. If you cannot provide the information by wire center service area, then provide this information by actual customer location, i.e. Customer A is located at 1234 Broadway, Nashville, Tennessee, and has one line, and so forth.
  - b. The number of lines at each location that are used to provide voice service, and the number of lines that are used to provide data service, identified separately. If each line is used to provide both voice and data, so indicate.
  - c. If you know that the specific customer location is served by lines provided by another CLEC, or by an ILEC, provide the number of DSO/voice grade equivalent lines provided at each customer location by other CLECs or ILECs.
7. Provide the street address (e.g., 123 Main Street), the city (e.g., Nashville), and the state (e.g., TN) where every switch identified in response to Question 1 is located.
8. Do you offer to provide or do you provide switching to other carriers for their use in serving customers? If yes, state: (a) the carriers to whom you provide switching; (b) the types of service, if known, that are provided by the carriers to whom you provide switching; (c) whether you will provide switching to any requesting carrier; (d) identify each wire center district (by eight digit CLLI code) in which wholesale switching is available.
9. State whether you have any plans to terminate your service in any area in Tennessee that is currently served by the switches identified in response to Question 1. If you do, identify the areas where you intend to terminate service (and by areas we mean geographic areas, not individual customers).



BellSouth Telecommunications, Inc.  
Suite 2101  
333 Commerce Street  
Nashville, TN 37201-3300

[guy.hicks@bellsouth.com](mailto:guy.hicks@bellsouth.com)

Guy M. Hicks  
General Counsel

615 214-6301  
Fax 615 214-7406

November 14, 2003

ALEC, Inc.  
National Registered Agents, Inc.  
1900 Church Street, #400  
Nashville, TN 37203

Re: *Implementation of the Federal Communications Commission's Triennial  
Review Order (Nine-month Proceeding)(Switching)*  
Docket No. 03-00491

Dear Registered Agent:

Attached is a Subpoena *Duces Tecum* for Deposition issued by the Tennessee Regulatory Authority. Also attached is a Protective Order that is expected to be entered by the Tennessee Regulatory Authority, or its Hearing Officer in this proceeding. Paragraph 13 of the Protective Order provides that:

13. Non-party witnesses, including entities responding to subpoenas, data requests or other third party discovery propounded by parties or the TRA, shall be entitled to invoke the provisions of this Order by designating information disclosed or documents produced for use in this action as CONFIDENTIAL in which event the provisions of this Order shall govern the disclosure of information or documents provided by the non-party witness. A non-party witness' designation of information as confidential may be challenged under Paragraph 11 of this Order.

If the recipient of this Subpoena provides information which is fully and completely responsive to the Subpoena by BellSouth by December 8, 2003, BellSouth will agree to dispense with the oral deposition. Please contact Carolyn Hanesworth at 615/214-6324 to make any necessary arrangements regarding the scheduling of depositions.

Very truly yours,

A handwritten signature in black ink, appearing to read "Guy M. Hicks", written over a horizontal line.

GMH:ch

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In Re: *Implementation of the Federal Communications Commission's  
Triennial Review Order (Nine-month Proceeding)(Switching)*

Docket No. 03-00491

**SUBPOENA DUCES TECUM FOR DEPOSITION**

To: ALEC, Inc., National Registered Agents, Inc., 1900 Church Street, #400,  
Nashville, TN 37203

**YOU ARE COMMANDED** to appear before a person authorized by law to take depositions at the offices BellSouth Telecommunications, Inc., 333 Commerce Street, Suite, 2101, Nashville, TN 37201 on December 8, 2003, at 4:00 p.m. to testify in this action, and to have with you at that time and place the following:

1. Documents reflecting your ownership and use of switches; including switches that may be used to provide service to retail customers in Tennessee and switches that might be used by other carriers to provide service to customers in Tennessee.
2. All information set forth in the Attachment, "Matters upon which examination is requested per T.C.A. §§ 4-5-311 and 65-2-102."

These items will be inspected and may be copied at that time. You will not be required to surrender the original items.

**YOU ARE SUBPOENAED** to appear by the following attorney(s) and, unless excused from this subpoena by these attorney(s) or the Authority you shall respond to this subpoena as directed.

Guy M. Hicks  
Joelle J. Phillips  
333 Commerce Street, Suite 2101  
Nashville, TN 37201-3300  
615/214-6301

Date of Issuance: 11/14/03

Richard Collier  
Richard Collier, General Counsel  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243



**MATTERS UPON WHICH EXAMINATION IS REQUESTED**  
**PURSUANT TO T.C.A. §§ 4-5-311 and 65-2-102**

1. Please provide the 11-digit COMMON LANGUAGE® Location Identifier (CLLI™) of each switch used to provide qualifying service<sup>1</sup> anywhere in the state of Tennessee that is owned by your company. If you lease, rent or otherwise obtain switching capacity on a switch that you do not own (other than from an incumbent Local Exchange Carrier), provide the same information regarding all such switches.
2. For every switch identified in response to Question 1, provide the number of DS-O/voice grade equivalent access lines that switch is equipped to provide. If you lease, rent or otherwise obtain capacity on someone else's switch, provide the DS0/voice grade equivalent access lines associated with the capacity you have obtained.
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  - c. If you know that the specific customer location is served by lines provided by another CLEC, or by an ILEC, provide the number of DSO/voice grade equivalent lines provided at each customer location by other CLECs or ILECs.
7. Provide the street address (e.g., 123 Main Street), the city (e.g., Nashville), and the state (e.g., TN) where every switch identified in response to Question 1 is located.
8. Do you offer to provide or do you provide switching to other carriers for their use in serving customers? If yes, state: (a) the carriers to whom you provide switching; (b) the types of service, if known, that are provided by the carriers to whom you provide switching; (c) whether you will provide switching to any requesting carrier; (d) identify each wire center district (by eight digit CLLI code) in which wholesale switching is available.
9. State whether you have any plans to terminate your service in any area in Tennessee that is currently served by the switches identified in response to Question 1. If you do, identify the areas where you intend to terminate service (and by areas we mean geographic areas, not individual customers).



BellSouth Telecommunications, Inc.  
Suite 2101  
333 Commerce Street  
Nashville, TN 37201-3300

[guy.hicks@bellsouth.com](mailto:guy.hicks@bellsouth.com)

Guy M. Hicks  
General Counsel

615 214-6301  
Fax 615 214-7406

November 14, 2003

Concord Telephone Exchange  
Corporation Service Company  
2908 Poston Avenue  
Nashville, TN 37203

Re: *Implementation of the Federal Communications Commission's Triennial  
Review Order (Nine-month Proceeding)(Switching)*  
Docket No. 03-00491

Dear Registered Agent:

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Very truly yours,



Guy M. Hicks

GMH:ch

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In Re: *Implementation of the Federal Communications Commission's  
Triennial Review Order (Nine-month Proceeding)(Switching)*

Docket No. 03-00491

**SUBPOENA DUCES TECUM FOR DEPOSITION**

To: Concord Telephone Exchange, Corporation Service Company, 2908 Poston  
Avenue, Nashville, TN 37203

**YOU ARE COMMANDED** to appear before a person authorized by law to take depositions at the offices BellSouth Telecommunications, Inc., 333 Commerce Street, Suite, 2101, Nashville, TN 37201 on December 8, 2003, at 4:00 p.m. to testify in this action, and to have with you at that time and place the following:

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Guy M. Hicks  
Joelle J. Phillips  
333 Commerce Street, Suite 2101  
Nashville, TN 37201-3300  
615/214-6301

Date of Issuance: 11/14/03

Richard Collier  
Richard Collier, General Counsel  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243

**MATTERS UPON WHICH EXAMINATION IS REQUESTED**  
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7. Provide the street address (e.g., 123 Main Street), the city (e.g., Nashville), and the state (e.g., TN) where every switch identified in response to Question 1 is located.
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BellSouth Telecommunications, Inc.  
Suite 2101  
333 Commerce Street  
Nashville, TN 37201-3300

guy.hicks@bellsouth.com

Guy M. Hicks  
General Counsel

615 214-6301  
Fax 615 214-7406

November 14, 2003

DSL, Inc.  
Mr. Dennis G. Long  
5481 Gwynne Road  
Memphis, TN 38119

Re: *Implementation of the Federal Communications Commission's Triennial  
Review Order (Nine-month Proceeding)(Switching)*  
Docket No. 03-00491

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Very truly yours,

A handwritten signature in black ink, appearing to be "Guy M. Hicks", written over a horizontal line.

Guy M. Hicks

GMH:ch

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In Re: *Implementation of the Federal Communications Commission's  
Triennial Review Order (Nine-month Proceeding)(Switching)*

Docket No. 03-00491

**SUBPOENA DUCES TECUM FOR DEPOSITION**

To: DSL, Inc., Mr. Dennis G. Long, 5481 Gwynne Road, Memphis, TN 38119

**YOU ARE COMMANDED** to appear before a person authorized by law to take depositions at the offices BellSouth Telecommunications, Inc., 333 Commerce Street, Suite, 2101, Nashville, TN 37201 on December 8, 2003, at 4:00 p.m. to testify in this action, and to have with you at that time and place the following:

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Guy M. Hicks  
Joelle J. Phillips  
333 Commerce Street, Suite 2101  
Nashville, TN 37201-3300  
615/214-6301

Date of Issuance: 11/04/03

Richard Collier  
Richard Collier, General Counsel  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243



**MATTERS UPON WHICH EXAMINATION IS REQUESTED**  
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7. Provide the street address (e.g., 123 Main Street), the city (e.g., Nashville), and the state (e.g., TN) where every switch identified in response to Question 1 is located.
8. Do you offer to provide or do you provide switching to other carriers for their use in serving customers? If yes, state: (a) the carriers to whom you provide switching; (b) the types of service, if known, that are provided by the carriers to whom you provide switching; (c) whether you will provide switching to any requesting carrier; (d) identify each wire center district (by eight digit CLLI code) in which wholesale switching is available.
9. State whether you have any plans to terminate your service in any area in Tennessee that is currently served by the switches identified in response to Question 1. If you do, identify the areas where you intend to terminate service (and by areas we mean geographic areas, not individual customers).



BellSouth Telecommunications, Inc.  
Suite 2101  
333 Commerce Street  
Nashville, TN 37201-3300

[guy.hicks@bellsouth.com](mailto:guy.hicks@bellsouth.com)

Guy M. Hicks  
General Counsel

615 214-6301  
Fax 615 214-7406

November 14, 2003

Global Crossing Local Services, Inc.  
Corporation Service Company  
2908 Poston Avenue  
Nashville, TN 37203

Re: *Implementation of the Federal Communications Commission's Triennial  
Review Order (Nine-month Proceeding)(Switching)*  
Docket No. 03-00491

Dear Registered Agent:

Attached is a Subpoena *Duces Tecum* for Deposition issued by the Tennessee Regulatory Authority. Also attached is a Protective Order that is expected to be entered by the Tennessee Regulatory Authority, or its Hearing Officer in this proceeding. Paragraph 13 of the Protective Order provides that:

13. Non-party witnesses, including entities responding to subpoenas, data requests or other third party discovery propounded by parties or the TRA, shall be entitled to invoke the provisions of this Order by designating information disclosed or documents produced for use in this action as CONFIDENTIAL in which event the provisions of this Order shall govern the disclosure of information or documents provided by the non-party witness. A non-party witness' designation of information as confidential may be challenged under Paragraph 11 of this Order.

If the recipient of this Subpoena provides information which is fully and completely responsive to the Subpoena by BellSouth by December 8, 2003, BellSouth will agree to dispense with the oral deposition. Please contact Carolyn Hanesworth at 615/214-6324 to make any necessary arrangements regarding the scheduling of depositions.

Very truly yours,



Guy M. Hicks

GMH:ch

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In Re: *Implementation of the Federal Communications Commission's  
Triennial Review Order (Nine-month Proceeding)(Switching)*

Docket No. 03-00491

**SUBPOENA DUCES TECUM FOR DEPOSITION**

To: Global Crossing Local Services, Inc., Corporation Service Company, 2908  
Poston Avenue, Nashville, TN 37203

**YOU ARE COMMANDED** to appear before a person authorized by law to take depositions at the offices BellSouth Telecommunications, Inc., 333 Commerce Street, Suite, 2101, Nashville, TN 37201 on December 8, 2003, at 4:00 p.m. to testify in this action, and to have with you at that time and place the following:

1. Documents reflecting your ownership and use of switches; including switches that may be used to provide service to retail customers in Tennessee and switches that might be used by other carriers to provide service to customers in Tennessee.
2. All information set forth in the Attachment, "Matters upon which examination is requested per T.C.A. §§ 4-5-311 and 65-2-102."

These items will be inspected and may be copied at that time. You will not be required to surrender the original items.

**YOU ARE SUBPOENAED** to appear by the following attorney(s) and, unless excused from this subpoena by these attorney(s) or the Authority you shall respond to this subpoena as directed.

Guy M. Hicks  
Joelle J. Phillips  
333 Commerce Street, Suite 2101  
Nashville, TN 37201-3300  
615/214-6301

Date of Issuance: 11/14/03

Richard Collier  
Richard Collier, General Counsel  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243

**MATTERS UPON WHICH EXAMINATION IS REQUESTED**  
**PURSUANT TO T.C.A. §§ 4-5-311 and 65-2-102**

1. Please provide the 11-digit COMMON LANGUAGE® Location Identifier (CLLI™) of each switch used to provide qualifying service<sup>1</sup> anywhere in the state of Tennessee that is owned by your company. If you lease, rent or otherwise obtain switching capacity on a switch that you do not own (other than from an incumbent Local Exchange Carrier), provide the same information regarding all such switches.
2. For every switch identified in response to Question 1, provide the number of DS-0/voice grade equivalent access lines that switch is equipped to provide. If you lease, rent or otherwise obtain capacity on someone else's switch, provide the DS0/voice grade equivalent access lines associated with the capacity you have obtained.
3. For every switch identified in response to Question 1, provide the number of DS-0/voice grade equivalent access lines current in use and state the date for which such information is provided.
4. State whether each switch identified in response to Question 1 serves residential customers.
5. Does this switch serve customer locations with:
  - a. 1 line only?
  - b. 2 or fewer lines?
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  - d. 4 or fewer lines?
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  - f. 6 or fewer lines?
  - g. 7 or fewer lines?
  - h. 8 or fewer lines?
  - i. 9 or fewer lines?
  - j. 10 or fewer lines?
6. For each grouping of customer locations identified in Question 5 (locations with 1 line, locations with 2 or fewer lines, etc.), provide:

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<sup>1</sup> A "qualifying service" is a telecommunications service that competes with a telecommunications service that has been traditionally the exclusive or primary domain of incumbent LECs, including, but not limited to, local exchange service, such as plain old telephone service, and access services, such as digital subscriber line services and high-capacity circuits. 47 C.F.R. § 51.5.

- a. The individual customer locations. Initially, it will be sufficient to provide these locations by wire center service area. If that information is not readily available, then the information should be provided by actual customer address. To explain further, this question asks you to provide, initially by wire center service area, the number of customer locations you serve that have one line, two lines or fewer, three lines or fewer, etc. If you cannot provide the information by wire center service area, then provide this information by actual customer location, i.e. Customer A is located at 1234 Broadway, Nashville, Tennessee, and has one line, and so forth.
  - b. The number of lines at each location that are used to provide voice service, and the number of lines that are used to provide data service, identified separately. If each line is used to provide both voice and data, so indicate.
  - c. If you know that the specific customer location is served by lines provided by another CLEC, or by an ILEC, provide the number of DSO/voice grade equivalent lines provided at each customer location by other CLECs or ILECs.
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9. State whether you have any plans to terminate your service in any area in Tennessee that is currently served by the switches identified in response to Question 1. If you do, identify the areas where you intend to terminate service (and by areas we mean geographic areas, not individual customers).



BellSouth Telecommunications, Inc.  
Suite 2101  
333 Commerce Street  
Nashville, TN 37201-3300

[guy.hicks@bellsouth.com](mailto:guy.hicks@bellsouth.com)

Guy M. Hicks  
General Counsel

615 214-6301  
Fax 615 214-7406

November 14, 2003

Global Crossing Telecommunications, Inc.  
Prentice-Hall Corporation System, Inc.  
2908 Poston Avenue  
Nashville, TN 37203

Re: *Implementation of the Federal Communications Commission's Triennial  
Review Order (Nine-month Proceeding)(Switching)*  
Docket No. 03-00491

Dear Registered Agent:

Attached is a Subpoena *Duces Tecum* for Deposition issued by the Tennessee Regulatory Authority. Also attached is a Protective Order that is expected to be entered by the Tennessee Regulatory Authority, or its Hearing Officer in this proceeding. Paragraph 13 of the Protective Order provides that:

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Very truly yours,

A handwritten signature in black ink, appearing to be "Guy M. Hicks", written over a horizontal line.

Guy M. Hicks

GMH:ch

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In Re: *Implementation of the Federal Communications Commission's  
Triennial Review Order (Nine-month Proceeding)(Switching)*

Docket No. 03-00491

**SUBPOENA DUCES TECUM FOR DEPOSITION**

To: Global Crossing Telecommunications, Inc., Prentice-Hall Corporation System,  
Inc., 2908 Poston Avenue, Nashville, TN 37203

**YOU ARE COMMANDED** to appear before a person authorized by law to take depositions at the offices BellSouth Telecommunications, Inc., 333 Commerce Street, Suite, 2101, Nashville, TN 37201 on December 8, 2003, at 4:00 p.m. to testify in this action, and to have with you at that time and place the following:

1. Documents reflecting your ownership and use of switches; including switches that may be used to provide service to retail customers in Tennessee and switches that might be used by other carriers to provide service to customers in Tennessee.
2. All information set forth in the Attachment, "Matters upon which examination is requested per T.C.A. §§ 4-5-311 and 65-2-102."

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**YOU ARE SUBPOENAED** to appear by the following attorney(s) and, unless excused from this subpoena by these attorney(s) or the Authority you shall respond to this subpoena as directed.

Guy M. Hicks  
Joelle J. Phillips  
333 Commerce Street, Suite 2101  
Nashville, TN 37201-3300  
615/214-6301

Date of Issuance: 11/14/03

Richard Collier  
Richard Collier, General Counsel  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243



**MATTERS UPON WHICH EXAMINATION IS REQUESTED**  
**PURSUANT TO T.C.A. §§ 4-5-311 and 65-2-102**

1. Please provide the 11-digit COMMON LANGUAGE® Location Identifier (CLLI™) of each switch used to provide qualifying service<sup>1</sup> anywhere in the state of Tennessee that is owned by your company. If you lease, rent or otherwise obtain switching capacity on a switch that you do not own (other than from an incumbent Local Exchange Carrier), provide the same information regarding all such switches.
2. For every switch identified in response to Question 1, provide the number of DS-0/voice grade equivalent access lines that switch is equipped to provide. If you lease, rent or otherwise obtain capacity on someone else's switch, provide the DS0/voice grade equivalent access lines associated with the capacity you have obtained.
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  - g. 7 or fewer lines?
  - h. 8 or fewer lines?
  - i. 9 or fewer lines?
  - j. 10 or fewer lines?
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9. State whether you have any plans to terminate your service in any area in Tennessee that is currently served by the switches identified in response to Question 1. If you do, identify the areas where you intend to terminate service (and by areas we mean geographic areas, not individual customers).



BellSouth Telecommunications, Inc.  
Suite 2101  
333 Commerce Street  
Nashville, TN 37201-3300

[guy.hicks@bellsouth.com](mailto:guy.hicks@bellsouth.com)

Guy M. Hicks  
General Counsel

615 214-6301  
Fax 615 214-7406

November 14, 2003

Humphrey's County Telephone  
Corporation Service Company  
2908 Poston Avenue  
Nashville, TN 37203

Re: *Implementation of the Federal Communications Commission's Triennial  
Review Order (Nine-month Proceeding)(Switching)*  
Docket No. 03-00491

Dear Registered Agent:

Attached is a Subpoena *Duces Tecum* for Deposition issued by the Tennessee Regulatory Authority. Also attached is a Protective Order that is expected to be entered by the Tennessee Regulatory Authority, or its Hearing Officer in this proceeding. Paragraph 13 of the Protective Order provides that:

13. Non-party witnesses, including entities responding to subpoenas, data requests or other third party discovery propounded by parties or the TRA, shall be entitled to invoke the provisions of this Order by designating information disclosed or documents produced for use in this action as CONFIDENTIAL in which event the provisions of this Order shall govern the disclosure of information or documents provided by the non-party witness. A non-party witness' designation of information as confidential may be challenged under Paragraph 11 of this Order.

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Very truly yours,

A handwritten signature in black ink, appearing to be "Guy M. Hicks", written over a horizontal line.

Guy M. Hicks

GMH:ch

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In Re: *Implementation of the Federal Communications Commission's  
Triennial Review Order (Nine-month Proceeding)(Switching)*

Docket No. 03-00491

**SUBPOENA DUCES TECUM FOR DEPOSITION**

To: Humphrey's County Telephone, Corporation Service Company, 2908 Poston  
Avenue, Nashville, TN 37203

**YOU ARE COMMANDED** to appear before a person authorized by law to  
take depositions at the offices BellSouth Telecommunications, Inc., 333 Commerce  
Street, Suite, 2101, Nashville, TN 37201 on December 8, 2003, at 4:00 p.m. to  
testify in this action, and to have with you at that time and place the following:

1. Documents reflecting your ownership and use of switches; including  
switches that may be used to provide service to retail customers in  
Tennessee and switches that might be used by other carriers to  
provide service to customers in Tennessee.
2. All information set forth in the Attachment, "Matters upon which  
examination is requested per T.C.A. §§ 4-5-311 and 65-2-102."

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be required to surrender the original items.

**YOU ARE SUBPOENAED** to appear by the following attorney(s) and, unless  
excused from this subpoena by these attorney(s) or the Authority you shall  
respond to this subpoena as directed.

Guy M. Hicks  
Joelle J. Phillips  
333 Commerce Street, Suite 2101  
Nashville, TN 37201-3300  
615/214-6301

Date of Issuance: 11/14/03

Richard Collier  
Richard Collier, General Counsel  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243

**MATTERS UPON WHICH EXAMINATION IS REQUESTED**  
**PURSUANT TO T.C.A. §§ 4-5-311 and 65-2-102**

1. Please provide the 11-digit COMMON LANGUAGE® Location Identifier (CLLI™) of each switch used to provide qualifying service<sup>1</sup> anywhere in the state of Tennessee that is owned by your company. If you lease, rent or otherwise obtain switching capacity on a switch that you do not own (other than from an incumbent Local Exchange Carrier), provide the same information regarding all such switches.
2. For every switch identified in response to Question 1, provide the number of DS-O/voice grade equivalent access lines that switch is equipped to provide. If you lease, rent or otherwise obtain capacity on someone else's switch, provide the DS0/voice grade equivalent access lines associated with the capacity you have obtained.
3. For every switch identified in response to Question 1, provide the number of DS-O/voice grade equivalent access lines current in use and state the date for which such information is provided.
4. State whether each switch identified in response to Question 1 serves residential customers.
5. Does this switch serve customer locations with:
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6. For each grouping of customer locations identified in Question 5 (locations with 1 line, locations with 2 or fewer lines, etc.), provide:

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BellSouth Telecommunications, Inc.  
Suite 2101  
333 Commerce Street  
Nashville, TN 37201-3300

guy.hicks@bellsouth.com

Guy M. Hicks  
General Counsel

615 214-6301  
Fax 615 214-7406

November 14, 2003

ICG Telecom Group, Inc.  
Corporation Service Company  
2908 Poston Avenue  
Nashville, TN 37203

Re: *Implementation of the Federal Communications Commission's Triennial  
Review Order (Nine-month Proceeding)(Switching)*  
Docket No. 03-00491

Dear Registered Agent:

Attached is a Subpoena *Duces Tecum* for Deposition issued by the Tennessee Regulatory Authority. Also attached is a Protective Order that is expected to be entered by the Tennessee Regulatory Authority, or its Hearing Officer in this proceeding. Paragraph 13 of the Protective Order provides that:

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Very truly yours,

Guy M. Hicks

GMH:ch

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In Re: *Implementation of the Federal Communications Commission's  
Triennial Review Order (Nine-month Proceeding)(Switching)*

Docket No. 03-00491

**SUBPOENA DUCES TECUM FOR DEPOSITION**

To: ICG Telecom Group, Inc., Corporation Service Company, 2908 Poston  
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Guy M. Hicks  
Joelle J. Phillips  
333 Commerce Street, Suite 2101  
Nashville, TN 37201-3300  
615/214-6301

Date of Issuance: 11/14/03

Richard Collier  
Richard Collier, General Counsel  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243



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Suite 2101  
333 Commerce Street  
Nashville, TN 37201-3300

[guy.hicks@bellsouth.com](mailto:guy.hicks@bellsouth.com)

Guy M. Hicks  
General Counsel

615 214-6301  
Fax 615 214-7406

November 14, 2003

Knology of Knoxville, Inc.  
Corporation Service Company  
2908 Poston Avenue  
Nashville, TN 37203

Re: *Implementation of the Federal Communications Commission's Triennial  
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Docket No. 03-00491

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Guy M. Hicks

GMH:ch

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In Re: *Implementation of the Federal Communications Commission's  
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Docket No. 03-00491

**SUBPOENA DUCES TECUM FOR DEPOSITION**

To: Knology of Knoxville, Inc., Corporation Service Company, 2908 Poston  
Avenue, Nashville, TN 37203

**YOU ARE COMMANDED** to appear before a person authorized by law to  
take depositions at the offices BellSouth Telecommunications, Inc., 333 Commerce  
Street, Suite, 2101, Nashville, TN 37201 on December 8, 2003, at 4:00 p.m. to  
testify in this action, and to have with you at that time and place the following:

1. Documents reflecting your ownership and use of switches; including  
switches that may be used to provide service to retail customers in  
Tennessee and switches that might be used by other carriers to  
provide service to customers in Tennessee.
2. All information set forth in the Attachment, "Matters upon which  
examination is requested per T.C.A. §§ 4-5-311 and 65-2-102."

These items will be inspected and may be copied at that time. You will not  
be required to surrender the original items.

**YOU ARE SUBPOENAED** to appear by the following attorney(s) and, unless  
excused from this subpoena by these attorney(s) or the Authority you shall  
respond to this subpoena as directed.

Guy M. Hicks  
Joelle J. Phillips  
333 Commerce Street, Suite 2101  
Nashville, TN 37201-3300  
615/214-6301

Date of Issuance: 11/14/03

Richard Collier  
Richard Collier, General Counsel  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243

**MATTERS UPON WHICH EXAMINATION IS REQUESTED**  
**PURSUANT TO T.C.A. §§ 4-5-311 and 65-2-102**

1. Please provide the 11-digit COMMON LANGUAGE® Location Identifier (CLLI™) of each switch used to provide qualifying service<sup>1</sup> anywhere in the state of Tennessee that is owned by your company. If you lease, rent or otherwise obtain switching capacity on a switch that you do not own (other than from an incumbent Local Exchange Carrier), provide the same information regarding all such switches.
2. For every switch identified in response to Question 1, provide the number of DS-O/voice grade equivalent access lines that switch is equipped to provide. If you lease, rent or otherwise obtain capacity on someone else's switch, provide the DS0/voice grade equivalent access lines associated with the capacity you have obtained.
3. For every switch identified in response to Question 1, provide the number of DS-O/voice grade equivalent access lines current in use and state the date for which such information is provided.
4. State whether each switch identified in response to Question 1 serves residential customers.
5. Does this switch serve customer locations with:
  - a. 1 line only?
  - b. 2 or fewer lines?
  - c. 3 or fewer lines?
  - d. 4 or fewer lines?
  - e. 5 or fewer lines?
  - f. 6 or fewer lines?
  - g. 7 or fewer lines?
  - h. 8 or fewer lines?
  - i. 9 or fewer lines?
  - j. 10 or fewer lines?
6. For each grouping of customer locations identified in Question 5 (locations with 1 line, locations with 2 or fewer lines, etc.), provide:

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<sup>1</sup> A "qualifying service" is a telecommunications service that competes with a telecommunications service that has been traditionally the exclusive or primary domain of incumbent LECs, including, but not limited to, local exchange service, such as plain old telephone service, and access services, such as digital subscriber line services and high-capacity circuits. 47 C.F.R. § 51.5.

- a. The individual customer locations. Initially, it will be sufficient to provide these locations by wire center service area. If that information is not readily available, then the information should be provided by actual customer address. To explain further, this question asks you to provide, initially by wire center service area, the number of customer locations you serve that have one line, two lines or fewer, three lines or fewer, etc. If you cannot provide the information by wire center service area, then provide this information by actual customer location, i.e. Customer A is located at 1234 Broadway, Nashville, Tennessee, and has one line, and so forth.
  - b. The number of lines at each location that are used to provide voice service, and the number of lines that are used to provide data service, identified separately. If each line is used to provide both voice and data, so indicate.
  - c. If you know that the specific customer location is served by lines provided by another CLEC, or by an ILEC, provide the number of DSO/voice grade equivalent lines provided at each customer location by other CLECs or ILECs.
7. Provide the street address (e.g., 123 Main Street), the city (e.g., Nashville), and the state (e.g., TN) where every switch identified in response to Question 1 is located.
8. Do you offer to provide or do you provide switching to other carriers for their use in serving customers? If yes, state: (a) the carriers to whom you provide switching; (b) the types of service, if known, that are provided by the carriers to whom you provide switching; (c) whether you will provide switching to any requesting carrier; (d) identify each wire center district (by eight digit CLLI code) in which wholesale switching is available.
9. State whether you have any plans to terminate your service in any area in Tennessee that is currently served by the switches identified in response to Question 1. If you do, identify the areas where you intend to terminate service (and by areas we mean geographic areas, not individual customers).



BellSouth Telecommunications, Inc.  
Suite 2101  
333 Commerce Street  
Nashville, TN 37201-3300

guy.hicks@bellsouth.com

Guy M. Hicks  
General Counsel

615 214-6301  
Fax 615 214-7406

November 14, 2003

Knology of Nashville, Inc.  
Corporation Service Company  
2908 Poston Avenue  
Nashville, TN 37203

Re: *Implementation of the Federal Communications Commission's Triennial  
Review Order (Nine-month Proceeding)(Switching)*  
Docket No. 03-00491

Dear Registered Agent:

Attached is a Subpoena *Duces Tecum* for Deposition issued by the Tennessee Regulatory Authority. Also attached is a Protective Order that is expected to be entered by the Tennessee Regulatory Authority, or its Hearing Officer in this proceeding. Paragraph 13 of the Protective Order provides that:

13. Non-party witnesses, including entities responding to subpoenas, data requests or other third party discovery propounded by parties or the TRA, shall be entitled to invoke the provisions of this Order by designating information disclosed or documents produced for use in this action as CONFIDENTIAL in which event the provisions of this Order shall govern the disclosure of information or documents provided by the non-party witness. A non-party witness' designation of information as confidential may be challenged under Paragraph 11 of this Order.

If the recipient of this Subpoena provides information which is fully and completely responsive to the Subpoena by BellSouth by December 8, 2003, BellSouth will agree to dispense with the oral deposition. Please contact Carolyn Hanesworth at 615/214-6324 to make any necessary arrangements regarding the scheduling of depositions.

Very truly yours,



Guy M. Hicks

GMH:ch

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In Re: *Implementation of the Federal Communications Commission's  
Triennial Review Order (Nine-month Proceeding)(Switching)*

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Date of Issuance: 11/14/03

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460 James Robertson Parkway  
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[guy.hicks@bellsouth.com](mailto:guy.hicks@bellsouth.com)

Guy M. Hicks  
General Counsel

615 214-6301  
Fax 615 214-7406

November 14, 2003

Knology of Tennessee, Inc.  
Corporation Service Company  
2908 Poston Avenue  
Nashville, TN 37203

Re: *Implementation of the Federal Communications Commission's Triennial  
Review Order (Nine-month Proceeding)(Switching)*  
Docket No. 03-00491

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Guy M. Hicks

GMH:ch

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In Re: *Implementation of the Federal Communications Commission's  
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Docket No. 03-00491

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615/214-6301

Date of Issuance: 11/14/03

Richard Collier  
Richard Collier, General Counsel  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
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Suite 2101  
333 Commerce Street  
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[guy.hicks@bellsouth.com](mailto:guy.hicks@bellsouth.com)

Guy M. Hicks  
General Counsel

615 214-6301  
Fax 615 214-7406

November 14, 2003

Level 3 Communications, LLC  
CT Corporation System  
530 Gay Street  
Knoxville, TN 37902

Re: *Implementation of the Federal Communications Commission's Triennial  
Review Order (Nine-month Proceeding)(Switching)*  
Docket No. 03-00491

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GMH:ch

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In Re: *Implementation of the Federal Communications Commission's  
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Docket No. 03-00491

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To: Level 3 Communications, LLC, CT Corporation System, 530 Gay Street,  
Knoxville, TN 37902

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Date of Issuance: 11/14/03

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Guy M. Hicks  
General Counsel

615 214-6301  
Fax 615 214-7406

November 14, 2003

Loadpoint Telecommunications, LLC  
Mr. Ken Russell  
3200 West End Ave., #100  
Nashville, TN 37203-0000

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To: Loadpoint Telecommunications, LLC, Mr. Ken Russell, 3200 West End Ave.,  
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  - f. 6 or fewer lines?
  - g. 7 or fewer lines?
  - h. 8 or fewer lines?
  - i. 9 or fewer lines?
  - j. 10 or fewer lines?
6. For each grouping of customer locations identified in Question 5 (locations with 1 line, locations with 2 or fewer lines, etc.), provide:

---

<sup>1</sup> A "qualifying service" is a telecommunications service that competes with a telecommunications service that has been traditionally the exclusive or primary domain of incumbent LECs, including, but not limited to, local exchange service, such as plain old telephone service, and access services, such as digital subscriber line services and high-capacity circuits. 47 C.F.R. § 51.5.

- a. The individual customer locations. Initially, it will be sufficient to provide these locations by wire center service area. If that information is not readily available, then the information should be provided by actual customer address. To explain further, this question asks you to provide, initially by wire center service area, the number of customer locations you serve that have one line, two lines or fewer, three lines or fewer, etc. If you cannot provide the information by wire center service area, then provide this information by actual customer location, i.e. Customer A is located at 1234 Broadway, Nashville, Tennessee, and has one line, and so forth.
  - b. The number of lines at each location that are used to provide voice service, and the number of lines that are used to provide data service, identified separately. If each line is used to provide both voice and data, so indicate.
  - c. If you know that the specific customer location is served by lines provided by another CLEC, or by an ILEC, provide the number of DSO/voice grade equivalent lines provided at each customer location by other CLECs or ILECs.
7. Provide the street address (e.g., 123 Main Street), the city (e.g., Nashville), and the state (e.g., TN) where every switch identified in response to Question 1 is located.
8. Do you offer to provide or do you provide switching to other carriers for their use in serving customers? If yes, state: (a) the carriers to whom you provide switching; (b) the types of service, if known, that are provided by the carriers to whom you provide switching; (c) whether you will provide switching to any requesting carrier; (d) identify each wire center district (by eight digit CLLI code) in which wholesale switching is available.
9. State whether you have any plans to terminate your service in any area in Tennessee that is currently served by the switches identified in response to Question 1. If you do, identify the areas where you intend to terminate service (and by areas we mean geographic areas, not individual customers).



BellSouth Telecommunications, Inc.  
Suite 2101  
333 Commerce Street  
Nashville, TN 37201-3300

guy.hicks@bellsouth.com

Guy M. Hicks  
General Counsel

615 214-6301  
Fax 615 214-7406

November 14, 2003

M-Power, Inc.  
Business Filings, Inc.  
530 Gay Street  
Knoxville, TN 37902

Re: *Implementation of the Federal Communications Commission's Triennial  
Review Order (Nine-month Proceeding)(Switching)*  
Docket No. 03-00491

Dear Registered Agent:

Attached is a Subpoena *Duces Tecum* for Deposition issued by the Tennessee Regulatory Authority. Also attached is a Protective Order that is expected to be entered by the Tennessee Regulatory Authority, or its Hearing Officer in this proceeding. Paragraph 13 of the Protective Order provides that:

13. Non-party witnesses, including entities responding to subpoenas, data requests or other third party discovery propounded by parties or the TRA, shall be entitled to invoke the provisions of this Order by designating information disclosed or documents produced for use in this action as CONFIDENTIAL in which event the provisions of this Order shall govern the disclosure of information or documents provided by the non-party witness. A non-party witness' designation of information as confidential may be challenged under Paragraph 11 of this Order.

If the recipient of this Subpoena provides information which is fully and completely responsive to the Subpoena by BellSouth by December 8, 2003, BellSouth will agree to dispense with the oral deposition. Please contact Carolyn Hanesworth at 615/214-6324 to make any necessary arrangements regarding the scheduling of depositions.

Very truly yours,

A handwritten signature in black ink, appearing to be "Guy M. Hicks", written over a horizontal line.

Guy M. Hicks

GMH:ch

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In Re: *Implementation of the Federal Communications Commission's  
Triennial Review Order (Nine-month Proceeding)(Switching)*

Docket No. 03-00491

**SUBPOENA DUCES TECUM FOR DEPOSITION**

To: M-Power, Inc., Business Filings, Inc., 530 Gay Street, Knoxville, TN 37902

**YOU ARE COMMANDED** to appear before a person authorized by law to take depositions at the offices BellSouth Telecommunications, Inc., 333 Commerce Street, Suite, 2101, Nashville, TN 37201 on December 8, 2003, at 4:00 p.m. to testify in this action, and to have with you at that time and place the following:

1. Documents reflecting your ownership and use of switches; including switches that may be used to provide service to retail customers in Tennessee and switches that might be used by other carriers to provide service to customers in Tennessee.
2. All information set forth in the Attachment, "Matters upon which examination is requested per T.C.A. §§ 4-5-311 and 65-2-102."

These items will be inspected and may be copied at that time. You will not be required to surrender the original items.

**YOU ARE SUBPOENAED** to appear by the following attorney(s) and, unless excused from this subpoena by these attorney(s) or the Authority you shall respond to this subpoena as directed.

Guy M. Hicks  
Joelle J. Phillips  
333 Commerce Street, Suite 2101  
Nashville, TN 37201-3300  
615/214-6301

Date of Issuance: 11/14/03

Richard Collier  
Richard Collier, General Counsel  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243



**MATTERS UPON WHICH EXAMINATION IS REQUESTED**  
**PURSUANT TO T.C.A. §§ 4-5-311 and 65-2-102**

1. Please provide the 11-digit COMMON LANGUAGE® Location Identifier (CLLI™) of each switch used to provide qualifying service<sup>1</sup> anywhere in the state of Tennessee that is owned by your company. If you lease, rent or otherwise obtain switching capacity on a switch that you do not own (other than from an incumbent Local Exchange Carrier), provide the same information regarding all such switches.
2. For every switch identified in response to Question 1, provide the number of DS-O/voice grade equivalent access lines that switch is equipped to provide. If you lease, rent or otherwise obtain capacity on someone else's switch, provide the DS0/voice grade equivalent access lines associated with the capacity you have obtained.
3. For every switch identified in response to Question 1, provide the number of DS-O/voice grade equivalent access lines current in use and state the date for which such information is provided.
4. State whether each switch identified in response to Question 1 serves residential customers.
5. Does this switch serve customer locations with:
  - a. 1 line only?
  - b. 2 or fewer lines?
  - c. 3 or fewer lines?
  - d. 4 or fewer lines?
  - e. 5 or fewer lines?
  - f. 6 or fewer lines?
  - g. 7 or fewer lines?
  - h. 8 or fewer lines?
  - i. 9 or fewer lines?
  - j. 10 or fewer lines?
6. For each grouping of customer locations identified in Question 5 (locations with 1 line, locations with 2 or fewer lines, etc.), provide:

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<sup>1</sup> A "qualifying service" is a telecommunications service that competes with a telecommunications service that has been traditionally the exclusive or primary domain of incumbent LECs, including, but not limited to, local exchange service, such as plain old telephone service, and access services, such as digital subscriber line services and high-capacity circuits. 47 C.F.R. § 51.5.

- a. The individual customer locations. Initially, it will be sufficient to provide these locations by wire center service area. If that information is not readily available, then the information should be provided by actual customer address. To explain further, this question asks you to provide, initially by wire center service area, the number of customer locations you serve that have one line, two lines or fewer, three lines or fewer, etc. If you cannot provide the information by wire center service area, then provide this information by actual customer location, i.e. Customer A is located at 1234 Broadway, Nashville, Tennessee, and has one line, and so forth.
  - b. The number of lines at each location that are used to provide voice service, and the number of lines that are used to provide data service, identified separately. If each line is used to provide both voice and data, so indicate.
  - c. If you know that the specific customer location is served by lines provided by another CLEC, or by an ILEC, provide the number of DSO/voice grade equivalent lines provided at each customer location by other CLECs or ILECs.
7. Provide the street address (e.g., 123 Main Street), the city (e.g., Nashville), and the state (e.g., TN) where every switch identified in response to Question 1 is located.
8. Do you offer to provide or do you provide switching to other carriers for their use in serving customers? If yes, state: (a) the carriers to whom you provide switching; (b) the types of service, if known, that are provided by the carriers to whom you provide switching; (c) whether you will provide switching to any requesting carrier; (d) identify each wire center district (by eight digit CLLI code) in which wholesale switching is available.
9. State whether you have any plans to terminate your service in any area in Tennessee that is currently served by the switches identified in response to Question 1. If you do, identify the areas where you intend to terminate service (and by areas we mean geographic areas, not individual customers).



BellSouth Telecommunications, Inc.  
Suite 2101  
333 Commerce Street  
Nashville, TN 37201-3300

[guy.hicks@bellsouth.com](mailto:guy.hicks@bellsouth.com)

Guy M. Hicks  
General Counsel

615 214-6301  
Fax 615 214-7406

November 14, 2003

Memphis Networx, LLC  
WT&C Corporate Services, Inc.  
2525 West End Ave., #1500  
Nashville, TN 37203-1423

Re: *Implementation of the Federal Communications Commission's Triennial  
Review Order (Nine-month Proceeding)(Switching)*  
Docket No. 03-00491

Dear Registered Agent:

Attached is a Subpoena *Duces Tecum* for Deposition issued by the Tennessee Regulatory Authority. Also attached is a Protective Order that is expected to be entered by the Tennessee Regulatory Authority, or its Hearing Officer in this proceeding. Paragraph 13 of the Protective Order provides that:

13. Non-party witnesses, including entities responding to subpoenas, data requests or other third party discovery propounded by parties or the TRA, shall be entitled to invoke the provisions of this Order by designating information disclosed or documents produced for use in this action as CONFIDENTIAL in which event the provisions of this Order shall govern the disclosure of information or documents provided by the non-party witness. A non-party witness' designation of information as confidential may be challenged under Paragraph 11 of this Order.

If the recipient of this Subpoena provides information which is fully and completely responsive to the Subpoena by BellSouth by December 8, 2003, BellSouth will agree to dispense with the oral deposition. Please contact Carolyn Hanesworth at 615/214-6324 to make any necessary arrangements regarding the scheduling of depositions.

Very truly yours,

Guy M. Hicks

GMH:ch

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In Re: *Implementation of the Federal Communications Commission's  
Triennial Review Order (Nine-month Proceeding)(Switching)*

Docket No. 03-00491

**SUBPOENA DUCES TECUM FOR DEPOSITION**

To: Memphis Networx, LLC, WT&C Corporate Services, Inc., 2525 West End  
Ave., #1500, Nashville, TN 37203-1423

**YOU ARE COMMANDED** to appear before a person authorized by law to  
take depositions at the offices BellSouth Telecommunications, Inc., 333 Commerce  
Street, Suite, 2101, Nashville, TN 37201 on December 8, 2003, at 4:00 p.m. to  
testify in this action, and to have with you at that time and place the following:

1. Documents reflecting your ownership and use of switches; including  
switches that may be used to provide service to retail customers in  
Tennessee and switches that might be used by other carriers to  
provide service to customers in Tennessee.
2. All information set forth in the Attachment, "Matters upon which  
examination is requested per T.C.A. §§ 4-5-311 and 65-2-102."

These items will be inspected and may be copied at that time. You will not  
be required to surrender the original items.

**YOU ARE SUBPOENAED** to appear by the following attorney(s) and, unless  
excused from this subpoena by these attorney(s) or the Authority you shall  
respond to this subpoena as directed.

Guy M. Hicks  
Joelle J. Phillips  
333 Commerce Street, Suite 2101  
Nashville, TN 37201-3300  
615/214-6301

Date of Issuance: 11/14/03

Richard Collier  
Richard Collier, General Counsel  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243

**MATTERS UPON WHICH EXAMINATION IS REQUESTED**  
**PURSUANT TO T.C.A. §§ 4-5-311 and 65-2-102**

1. Please provide the 11-digit COMMON LANGUAGE® Location Identifier (CLLI™) of each switch used to provide qualifying service<sup>1</sup> anywhere in the state of Tennessee that is owned by your company. If you lease, rent or otherwise obtain switching capacity on a switch that you do not own (other than from an incumbent Local Exchange Carrier), provide the same information regarding all such switches.
2. For every switch identified in response to Question 1, provide the number of DS-0/voice grade equivalent access lines that switch is equipped to provide. If you lease, rent or otherwise obtain capacity on someone else's switch, provide the DS0/voice grade equivalent access lines associated with the capacity you have obtained.
3. For every switch identified in response to Question 1, provide the number of DS-0/voice grade equivalent access lines current in use and state the date for which such information is provided.
4. State whether each switch identified in response to Question 1 serves residential customers.
5. Does this switch serve customer locations with:
  - a. 1 line only?
  - b. 2 or fewer lines?
  - c. 3 or fewer lines?
  - d. 4 or fewer lines?
  - e. 5 or fewer lines?
  - f. 6 or fewer lines?
  - g. 7 or fewer lines?
  - h. 8 or fewer lines?
  - i. 9 or fewer lines?
  - j. 10 or fewer lines?
6. For each grouping of customer locations identified in Question 5 (locations with 1 line, locations with 2 or fewer lines, etc.), provide:

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<sup>1</sup> A "qualifying service" is a telecommunications service that competes with a telecommunications service that has been traditionally the exclusive or primary domain of incumbent LECs, including, but not limited to, local exchange service, such as plain old telephone service, and access services, such as digital subscriber line services and high-capacity circuits. 47 C.F.R. § 51.5.

- a. The individual customer locations. Initially, it will be sufficient to provide these locations by wire center service area. If that information is not readily available, then the information should be provided by actual customer address. To explain further, this question asks you to provide, initially by wire center service area, the number of customer locations you serve that have one line, two lines or fewer, three lines or fewer, etc. If you cannot provide the information by wire center service area, then provide this information by actual customer location, i.e. Customer A is located at 1234 Broadway, Nashville, Tennessee, and has one line, and so forth.
  - b. The number of lines at each location that are used to provide voice service, and the number of lines that are used to provide data service, identified separately. If each line is used to provide both voice and data, so indicate.
  - c. If you know that the specific customer location is served by lines provided by another CLEC, or by an ILEC, provide the number of DSO/voice grade equivalent lines provided at each customer location by other CLECs or ILECs.
7. Provide the street address (e.g., 123 Main Street), the city (e.g., Nashville), and the state (e.g., TN) where every switch identified in response to Question 1 is located.
8. Do you offer to provide or do you provide switching to other carriers for their use in serving customers? If yes, state: (a) the carriers to whom you provide switching; (b) the types of service, if known, that are provided by the carriers to whom you provide switching; (c) whether you will provide switching to any requesting carrier; (d) identify each wire center district (by eight digit CLLI code) in which wholesale switching is available.
9. State whether you have any plans to terminate your service in any area in Tennessee that is currently served by the switches identified in response to Question 1. If you do, identify the areas where you intend to terminate service (and by areas we mean geographic areas, not individual customers).



BellSouth Telecommunications, Inc.  
Suite 2101  
333 Commerce Street  
Nashville, TN 37201-3300

guy.hicks@bellsouth.com

Guy M. Hicks  
General Counsel

615 214-6301  
Fax 615 214-7406

November 14, 2003

MetroNet, Incorporated  
Ansley T. Moses  
832 Georgia Avenue, #100  
Chattanooga, TN 37402

Re: *Implementation of the Federal Communications Commission's Triennial  
Review Order (Nine-month Proceeding)(Switching)*  
Docket No. 03-00491

Dear Registered Agent:

Attached is a Subpoena *Duces Tecum* for Deposition issued by the Tennessee Regulatory Authority. Also attached is a Protective Order that is expected to be entered by the Tennessee Regulatory Authority, or its Hearing Officer in this proceeding. Paragraph 13 of the Protective Order provides that:

13. Non-party witnesses, including entities responding to subpoenas, data requests or other third party discovery propounded by parties or the TRA, shall be entitled to invoke the provisions of this Order by designating information disclosed or documents produced for use in this action as CONFIDENTIAL in which event the provisions of this Order shall govern the disclosure of information or documents provided by the non-party witness. A non-party witness' designation of information as confidential may be challenged under Paragraph 11 of this Order.

If the recipient of this Subpoena provides information which is fully and completely responsive to the Subpoena by BellSouth by December 8, 2003, BellSouth will agree to dispense with the oral deposition. Please contact Carolyn Hanesworth at 615/214-6324 to make any necessary arrangements regarding the scheduling of depositions.

Very truly yours,

A handwritten signature in black ink, appearing to read "Guy M. Hicks", with a large, sweeping flourish extending to the right.

Guy M. Hicks

GMH:ch

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In Re: *Implementation of the Federal Communications Commission's  
Triennial Review Order (Nine-month Proceeding)(Switching)*

Docket No. 03-00491

**SUBPOENA DUCES TECUM FOR DEPOSITION**

To: MetroNet, Incorporated, Ansley T. Moses, 832 Georgia Avenue, #100,  
Chattanooga, TN 37402

**YOU ARE COMMANDED** to appear before a person authorized by law to take depositions at the offices BellSouth Telecommunications, Inc., 333 Commerce Street, Suite, 2101, Nashville, TN 37201 on December 8, 2003, at 4:00 p.m. to testify in this action, and to have with you at that time and place the following:

1. Documents reflecting your ownership and use of switches; including switches that may be used to provide service to retail customers in Tennessee and switches that might be used by other carriers to provide service to customers in Tennessee.
2. All information set forth in the Attachment, "Matters upon which examination is requested per T.C.A. §§ 4-5-311 and 65-2-102."

These items will be inspected and may be copied at that time. You will not be required to surrender the original items.

**YOU ARE SUBPOENAED** to appear by the following attorney(s) and, unless excused from this subpoena by these attorney(s) or the Authority you shall respond to this subpoena as directed.

Guy M. Hicks  
Joelle J. Phillips  
333 Commerce Street, Suite 2101  
Nashville, TN 37201-3300  
615/214-6301

Date of Issuance: 11/14/03

Richard Collier  
Richard Collier, General Counsel  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243



**MATTERS UPON WHICH EXAMINATION IS REQUESTED**  
**PURSUANT TO T.C.A. §§ 4-5-311 and 65-2-102**

1. Please provide the 11-digit COMMON LANGUAGE® Location Identifier (CLLI™) of each switch used to provide qualifying service<sup>1</sup> anywhere in the state of Tennessee that is owned by your company. If you lease, rent or otherwise obtain switching capacity on a switch that you do not own (other than from an incumbent Local Exchange Carrier), provide the same information regarding all such switches.
2. For every switch identified in response to Question 1, provide the number of DS-0/voice grade equivalent access lines that switch is equipped to provide. If you lease, rent or otherwise obtain capacity on someone else's switch, provide the DS0/voice grade equivalent access lines associated with the capacity you have obtained.
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4. State whether each switch identified in response to Question 1 serves residential customers.
5. Does this switch serve customer locations with:
  - a. 1 line only?
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  - g. 7 or fewer lines?
  - h. 8 or fewer lines?
  - i. 9 or fewer lines?
  - j. 10 or fewer lines?
6. For each grouping of customer locations identified in Question 5 (locations with 1 line, locations with 2 or fewer lines, etc.), provide:

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<sup>1</sup> A "qualifying service" is a telecommunications service that competes with a telecommunications service that has been traditionally the exclusive or primary domain of incumbent LECs, including, but not limited to, local exchange service, such as plain old telephone service, and access services, such as digital subscriber line services and high-capacity circuits. 47 C.F.R. § 51.5.

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8. Do you offer to provide or do you provide switching to other carriers for their use in serving customers? If yes, state: (a) the carriers to whom you provide switching; (b) the types of service, if known, that are provided by the carriers to whom you provide switching; (c) whether you will provide switching to any requesting carrier; (d) identify each wire center district (by eight digit CLLI code) in which wholesale switching is available.
9. State whether you have any plans to terminate your service in any area in Tennessee that is currently served by the switches identified in response to Question 1. If you do, identify the areas where you intend to terminate service (and by areas we mean geographic areas, not individual customers).



BellSouth Telecommunications, Inc.  
Suite 2101  
333 Commerce Street  
Nashville, TN 37201-3300

[guy.hicks@bellsouth.com](mailto:guy.hicks@bellsouth.com)

Guy M. Hicks  
General Counsel

615 214-6301  
Fax 615 214-7406

November 14, 2003

Purepacket Communications of the South, Inc.  
Corporation Service Company  
2908 Poston Avenue  
Nashville, TN 37203

Re: *Implementation of the Federal Communications Commission's Triennial  
Review Order (Nine-month Proceeding)(Switching)*  
Docket No. 03-00491

Dear Registered Agent:

Attached is a Subpoena *Duces Tecum* for Deposition issued by the Tennessee Regulatory Authority. Also attached is a Protective Order that is expected to be entered by the Tennessee Regulatory Authority, or its Hearing Officer in this proceeding. Paragraph 13 of the Protective Order provides that:

13. Non-party witnesses, including entities responding to subpoenas, data requests or other third party discovery propounded by parties or the TRA, shall be entitled to invoke the provisions of this Order by designating information disclosed or documents produced for use in this action as CONFIDENTIAL in which event the provisions of this Order shall govern the disclosure of information or documents provided by the non-party witness. A non-party witness' designation of information as confidential may be challenged under Paragraph 11 of this Order.

If the recipient of this Subpoena provides information which is fully and completely responsive to the Subpoena by BellSouth by December 8, 2003, BellSouth will agree to dispense with the oral deposition. Please contact Carolyn Hanesworth at 615/214-6324 to make any necessary arrangements regarding the scheduling of depositions.

Very truly yours,

A handwritten signature in black ink, appearing to read "Guy M. Hicks", written over a horizontal line.

GMH:ch

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In Re: *Implementation of the Federal Communications Commission's  
Triennial Review Order (Nine-month Proceeding)(Switching)*

Docket No. 03-00491

**SUBPOENA DUCES TECUM FOR DEPOSITION**

To: Purepacket Communications of the South, Inc., Corporation Service  
Company, 2908 Poston Avenue, Nashville, TN 37203

**YOU ARE COMMANDED** to appear before a person authorized by law to  
take depositions at the offices BellSouth Telecommunications, Inc., 333 Commerce  
Street, Suite, 2101, Nashville, TN 37201 on December 8, 2003, at 4:00 p.m. to  
testify in this action, and to have with you at that time and place the following:

1. Documents reflecting your ownership and use of switches; including  
switches that may be used to provide service to retail customers in  
Tennessee and switches that might be used by other carriers to  
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be required to surrender the original items.

**YOU ARE SUBPOENAED** to appear by the following attorney(s) and, unless  
excused from this subpoena by these attorney(s) or the Authority you shall  
respond to this subpoena as directed.

Guy M. Hicks  
Joelle J. Phillips  
333 Commerce Street, Suite 2101  
Nashville, TN 37201-3300  
615/214-6301

Date of Issuance: 11/14/03

Richard Collier  
Richard Collier, General Counsel  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243

**MATTERS UPON WHICH EXAMINATION IS REQUESTED**  
**PURSUANT TO T.C.A. §§ 4-5-311 and 65-2-102**

1. Please provide the 11-digit COMMON LANGUAGE® Location Identifier (CLLI™) of each switch used to provide qualifying service<sup>1</sup> anywhere in the state of Tennessee that is owned by your company. If you lease, rent or otherwise obtain switching capacity on a switch that you do not own (other than from an incumbent Local Exchange Carrier), provide the same information regarding all such switches.
2. For every switch identified in response to Question 1, provide the number of DS-O/voice grade equivalent access lines that switch is equipped to provide. If you lease, rent or otherwise obtain capacity on someone else's switch, provide the DSO/voice grade equivalent access lines associated with the capacity you have obtained.
3. For every switch identified in response to Question 1, provide the number of DS-O/voice grade equivalent access lines current in use and state the date for which such information is provided.
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  - a. 1 line only?
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6. For each grouping of customer locations identified in Question 5 (locations with 1 line, locations with 2 or fewer lines, etc.), provide:

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<sup>1</sup> A "qualifying service" is a telecommunications service that competes with a telecommunications service that has been traditionally the exclusive or primary domain of incumbent LECs, including, but not limited to, local exchange service, such as plain old telephone service, and access services, such as digital subscriber line services and high-capacity circuits. 47 C.F.R. § 51.5.

- a. The individual customer locations. Initially, it will be sufficient to provide these locations by wire center service area. If that information is not readily available, then the information should be provided by actual customer address. To explain further, this question asks you to provide, initially by wire center service area, the number of customer locations you serve that have one line, two lines or fewer, three lines or fewer, etc. If you cannot provide the information by wire center service area, then provide this information by actual customer location, i.e. Customer A is located at 1234 Broadway, Nashville, Tennessee, and has one line, and so forth.
  - b. The number of lines at each location that are used to provide voice service, and the number of lines that are used to provide data service, identified separately. If each line is used to provide both voice and data, so indicate.
  - c. If you know that the specific customer location is served by lines provided by another CLEC, or by an ILEC, provide the number of DSO/voice grade equivalent lines provided at each customer location by other CLECs or ILECs.
7. Provide the street address (e.g., 123 Main Street), the city (e.g., Nashville), and the state (e.g., TN) where every switch identified in response to Question 1 is located.
8. Do you offer to provide or do you provide switching to other carriers for their use in serving customers? If yes, state: (a) the carriers to whom you provide switching; (b) the types of service, if known, that are provided by the carriers to whom you provide switching; (c) whether you will provide switching to any requesting carrier; (d) identify each wire center district (by eight digit CLLI code) in which wholesale switching is available.
9. State whether you have any plans to terminate your service in any area in Tennessee that is currently served by the switches identified in response to Question 1. If you do, identify the areas where you intend to terminate service (and by areas we mean geographic areas, not individual customers).

573479



BellSouth Telecommunications, Inc.  
Suite 2101  
333 Commerce Street  
Nashville, TN 37201-3300

[guy.hicks@bellsouth.com](mailto:guy.hicks@bellsouth.com)

Guy M. Hicks  
General Counsel

615 214-6301  
Fax 615 214-7406

November 14, 2003

TCG MidSouth, Inc.  
CT Corporation System  
530 Gay Street  
Knoxville, TN 37902

Re: *Implementation of the Federal Communications Commission's Triennial Review Order (Nine-month Proceeding)(Switching)*  
Docket No. 03-00491

Dear Registered Agent:

Attached is a Subpoena *Duces Tecum* for Deposition issued by the Tennessee Regulatory Authority. Also attached is a Protective Order that is expected to be entered by the Tennessee Regulatory Authority, or its Hearing Officer in this proceeding. Paragraph 13 of the Protective Order provides that:

13. Non-party witnesses, including entities responding to subpoenas, data requests or other third party discovery propounded by parties or the TRA, shall be entitled to invoke the provisions of this Order by designating information disclosed or documents produced for use in this action as CONFIDENTIAL in which event the provisions of this Order shall govern the disclosure of information or documents provided by the non-party witness. A non-party witness' designation of information as confidential may be challenged under Paragraph 11 of this Order.

If the recipient of this Subpoena provides information which is fully and completely responsive to the Subpoena by BellSouth by December 8, 2003, BellSouth will agree to dispense with the oral deposition. Please contact Carolyn Hanesworth at 615/214-6324 to make any necessary arrangements regarding the scheduling of depositions.

Very truly yours,



Guy M. Hicks

GMH:ch

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In Re: *Implementation of the Federal Communications Commission's  
Triennial Review Order (Nine-month Proceeding)(Switching)*

Docket No. 03-00491

**SUBPOENA DUCES TECUM FOR DEPOSITION**

To: TCG MidSouth, Inc., CT Corporation System, 530 Gay Street, Knoxville, TN  
37902

**YOU ARE COMMANDED** to appear before a person authorized by law to take depositions at the offices BellSouth Telecommunications, Inc., 333 Commerce Street, Suite, 2101, Nashville, TN 37201 on December 8, 2003, at 4:00 p.m. to testify in this action, and to have with you at that time and place the following:

1. Documents reflecting your ownership and use of switches; including switches that may be used to provide service to retail customers in Tennessee and switches that might be used by other carriers to provide service to customers in Tennessee.
2. All information set forth in the Attachment, "Matters upon which examination is requested per T.C.A. §§ 4-5-311 and 65-2-102."

These items will be inspected and may be copied at that time. You will not be required to surrender the original items.

**YOU ARE SUBPOENAED** to appear by the following attorney(s) and, unless excused from this subpoena by these attorney(s) or the Authority you shall respond to this subpoena as directed.

Guy M. Hicks  
Joelle J. Phillips  
333 Commerce Street, Suite 2101  
Nashville, TN 37201-3300  
615/214-6301

Date of Issuance: 11/14/03

Richard Collier  
Richard Collier, General Counsel  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243



**MATTERS UPON WHICH EXAMINATION IS REQUESTED**  
**PURSUANT TO T.C.A. §§ 4-5-311 and 65-2-102**

1. Please provide the 11-digit COMMON LANGUAGE® Location Identifier (CLLI™) of each switch used to provide qualifying service<sup>1</sup> anywhere in the state of Tennessee that is owned by your company. If you lease, rent or otherwise obtain switching capacity on a switch that you do not own (other than from an incumbent Local Exchange Carrier), provide the same information regarding all such switches.
2. For every switch identified in response to Question 1, provide the number of DS-0/voice grade equivalent access lines that switch is equipped to provide. If you lease, rent or otherwise obtain capacity on someone else's switch, provide the DS0/voice grade equivalent access lines associated with the capacity you have obtained.
3. For every switch identified in response to Question 1, provide the number of DS-0/voice grade equivalent access lines current in use and state the date for which such information is provided.
4. State whether each switch identified in response to Question 1 serves residential customers.
5. Does this switch serve customer locations with:
  - a. 1 line only?
  - b. 2 or fewer lines?
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  - d. 4 or fewer lines?
  - e. 5 or fewer lines?
  - f. 6 or fewer lines?
  - g. 7 or fewer lines?
  - h. 8 or fewer lines?
  - i. 9 or fewer lines?
  - j. 10 or fewer lines?
6. For each grouping of customer locations identified in Question 5 (locations with 1 line, locations with 2 or fewer lines, etc.), provide:

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<sup>1</sup> A "qualifying service" is a telecommunications service that competes with a telecommunications service that has been traditionally the exclusive or primary domain of incumbent LECs, including, but not limited to, local exchange service, such as plain old telephone service, and access services, such as digital subscriber line services and high-capacity circuits. 47 C.F.R. § 51.5.

- a. The individual customer locations. Initially, it will be sufficient to provide these locations by wire center service area. If that information is not readily available, then the information should be provided by actual customer address. To explain further, this question asks you to provide, initially by wire center service area, the number of customer locations you serve that have one line, two lines or fewer, three lines or fewer, etc. If you cannot provide the information by wire center service area, then provide this information by actual customer location, i.e. Customer A is located at 1234 Broadway, Nashville, Tennessee, and has one line, and so forth.
  - b. The number of lines at each location that are used to provide voice service, and the number of lines that are used to provide data service, identified separately. If each line is used to provide both voice and data, so indicate.
  - c. If you know that the specific customer location is served by lines provided by another CLEC, or by an ILEC, provide the number of DSO/voice grade equivalent lines provided at each customer location by other CLECs or ILECs.
7. Provide the street address (e.g., 123 Main Street), the city (e.g., Nashville), and the state (e.g., TN) where every switch identified in response to Question 1 is located.
8. Do you offer to provide or do you provide switching to other carriers for their use in serving customers? If yes, state: (a) the carriers to whom you provide switching; (b) the types of service, if known, that are provided by the carriers to whom you provide switching; (c) whether you will provide switching to any requesting carrier; (d) identify each wire center district (by eight digit CLLI code) in which wholesale switching is available.
9. State whether you have any plans to terminate your service in any area in Tennessee that is currently served by the switches identified in response to Question 1. If you do, identify the areas where you intend to terminate service (and by areas we mean geographic areas, not individual customers).



BellSouth Telecommunications, Inc.  
Suite 2101  
333 Commerce Street  
Nashville, TN 37201-3300

guy.hicks@bellsouth.com

Guy M. Hicks  
General Counsel

615 214-6301  
Fax 615 214-7406

November 14, 2003

Tellico Telephone  
Corporation Service Company  
2908 Poston Avenue, Suite 230  
Nashville, TN 37203

Re: *Implementation of the Federal Communications Commission's Triennial  
Review Order (Nine-month Proceeding)(Switching)*  
Docket No. 03-00491

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Guy M. Hicks

GMH:ch

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In Re: *Implementation of the Federal Communications Commission's  
Triennial Review Order (Nine-month Proceeding)(Switching)*

Docket No. 03-00491

**SUBPOENA DUCES TECUM FOR DEPOSITION**

To: Tellico Telephone, Corporation Service Company, 2908 Poston Avenue,  
Suite 230, Nashville, TN 37203

**YOU ARE COMMANDED** to appear before a person authorized by law to take depositions at the offices BellSouth Telecommunications, Inc., 333 Commerce Street, Suite, 2101, Nashville, TN 37201 on December 8, 2003, at 4:00 p.m. to testify in this action, and to have with you at that time and place the following:

1. Documents reflecting your ownership and use of switches; including switches that may be used to provide service to retail customers in Tennessee and switches that might be used by other carriers to provide service to customers in Tennessee.
2. All information set forth in the Attachment, "Matters upon which examination is requested per T.C.A. §§ 4-5-311 and 65-2-102."

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Guy M. Hicks  
Joelle J. Phillips  
333 Commerce Street, Suite 2101  
Nashville, TN 37201-3300  
615/214-6301

Date of Issuance: 11/14/03

Richard Collier  
Richard Collier, General Counsel  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243

**MATTERS UPON WHICH EXAMINATION IS REQUESTED**  
**PURSUANT TO T.C.A. §§ 4-5-311 and 65-2-102**

1. Please provide the 11-digit COMMON LANGUAGE® Location Identifier (CLLI™) of each switch used to provide qualifying service<sup>1</sup> anywhere in the state of Tennessee that is owned by your company. If you lease, rent or otherwise obtain switching capacity on a switch that you do not own (other than from an incumbent Local Exchange Carrier), provide the same information regarding all such switches.
2. For every switch identified in response to Question 1, provide the number of DS-O/voice grade equivalent access lines that switch is equipped to provide. If you lease, rent or otherwise obtain capacity on someone else's switch, provide the DS0/voice grade equivalent access lines associated with the capacity you have obtained.
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9. State whether you have any plans to terminate your service in any area in Tennessee that is currently served by the switches identified in response to Question 1. If you do, identify the areas where you intend to terminate service (and by areas we mean geographic areas, not individual customers).



BellSouth Telecommunications, Inc.  
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[guy.hicks@bellsouth.com](mailto:guy.hicks@bellsouth.com)

Guy M. Hicks  
General Counsel

615 214-6301  
Fax 615 214-7406

November 14, 2003

Tennessee Telephone Company  
Corporation Service Company  
2908 Poston Avenue, Suite 230  
Nashville, TN 37203

Re: *Implementation of the Federal Communications Commission's Triennial  
Review Order (Nine-month Proceeding)(Switching)*  
Docket No. 03-00491

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Guy M. Hicks

GMH:ch

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Nashville, Tennessee

In Re: *Implementation of the Federal Communications Commission's  
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Docket No. 03-00491

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Guy M. Hicks  
Joelle J. Phillips  
333 Commerce Street, Suite 2101  
Nashville, TN 37201-3300  
615/214-6301

Date of Issuance: 11/14/03

Richard Collier  
Richard Collier, General Counsel  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
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Guy M. Hicks  
General Counsel

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November 14, 2003

US LEC of Tennessee, Inc.  
CT Corporation System  
530 Gay Street  
Knoxville, TN 37902

Re: *Implementation of the Federal Communications Commission's Triennial  
Review Order (Nine-month Proceeding)(Switching)*  
Docket No. 03-00491

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GMH:ch

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In Re: *Implementation of the Federal Communications Commission's  
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Date of Issuance: 11/14/03

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Guy M. Hicks

GMH:ch

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In Re: *Implementation of the Federal Communications Commission's  
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Joelle J. Phillips  
333 Commerce Street, Suite 2101  
Nashville, TN 37201-3300  
615/214-6301

Date of Issuance: 11/14/03

Richard Collier  
Richard Collier, General Counsel  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243



**MATTERS UPON WHICH EXAMINATION IS REQUESTED**  
**PURSUANT TO T.C.A. §§ 4-5-311 and 65-2-102**

1. Please provide the 11-digit COMMON LANGUAGE® Location Identifier (CLLI™) of each switch used to provide qualifying service<sup>1</sup> anywhere in the state of Tennessee that is owned by your company. If you lease, rent or otherwise obtain switching capacity on a switch that you do not own (other than from an incumbent Local Exchange Carrier), provide the same information regarding all such switches.
2. For every switch identified in response to Question 1, provide the number of DS-O/voice grade equivalent access lines that switch is equipped to provide. If you lease, rent or otherwise obtain capacity on someone else's switch, provide the DS0/voice grade equivalent access lines associated with the capacity you have obtained.
3. For every switch identified in response to Question 1, provide the number of DS-O/voice grade equivalent access lines current in use and state the date for which such information is provided.
4. State whether each switch identified in response to Question 1 serves residential customers.
5. Does this switch serve customer locations with:
  - a. 1 line only?
  - b. 2 or fewer lines?
  - c. 3 or fewer lines?
  - d. 4 or fewer lines?
  - e. 5 or fewer lines?
  - f. 6 or fewer lines?
  - g. 7 or fewer lines?
  - h. 8 or fewer lines?
  - i. 9 or fewer lines?
  - j. 10 or fewer lines?
6. For each grouping of customer locations identified in Question 5 (locations with 1 line, locations with 2 or fewer lines, etc.), provide:

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<sup>1</sup> A "qualifying service" is a telecommunications service that competes with a telecommunications service that has been traditionally the exclusive or primary domain of incumbent LECs, including, but not limited to, local exchange service, such as plain old telephone service, and access services, such as digital subscriber line services and high-capacity circuits. 47 C.F.R. § 51.5.

- a. The individual customer locations. Initially, it will be sufficient to provide these locations by wire center service area. If that information is not readily available, then the information should be provided by actual customer address. To explain further, this question asks you to provide, initially by wire center service area, the number of customer locations you serve that have one line, two lines or fewer, three lines or fewer, etc. If you cannot provide the information by wire center service area, then provide this information by actual customer location, i.e. Customer A is located at 1234 Broadway, Nashville, Tennessee, and has one line, and so forth.
  - b. The number of lines at each location that are used to provide voice service, and the number of lines that are used to provide data service, identified separately. If each line is used to provide both voice and data, so indicate.
  - c. If you know that the specific customer location is served by lines provided by another CLEC, or by an ILEC, provide the number of DSO/voice grade equivalent lines provided at each customer location by other CLECs or ILECs.
7. Provide the street address (e.g., 123 Main Street), the city (e.g., Nashville), and the state (e.g., TN) where every switch identified in response to Question 1 is located.
8. Do you offer to provide or do you provide switching to other carriers for their use in serving customers? If yes, state: (a) the carriers to whom you provide switching; (b) the types of service, if known, that are provided by the carriers to whom you provide switching; (c) whether you will provide switching to any requesting carrier; (d) identify each wire center district (by eight digit CLLI code) in which wholesale switching is available.
9. State whether you have any plans to terminate your service in any area in Tennessee that is currently served by the switches identified in response to Question 1. If you do, identify the areas where you intend to terminate service (and by areas we mean geographic areas, not individual customers).



BellSouth Telecommunications, Inc.  
Suite 2101  
333 Commerce Street  
Nashville, TN 37201-3300

[guy.hicks@bellsouth.com](mailto:guy.hicks@bellsouth.com)

Guy M. Hicks  
General Counsel

615 214-6301  
Fax 615 214-7406

November 14, 2003

XO Tennessee, Inc  
Corporation Service Company  
2908 Poston Avenue  
Nashville, TN 37203

Re: *Implementation of the Federal Communications Commission's Triennial  
Review Order (Nine-month Proceeding)(Switching)*  
Docket No. 03-00491

Dear Registered Agent:

Attached is a Subpoena *Duces Tecum* for Deposition issued by the Tennessee Regulatory Authority. Also attached is a Protective Order that is expected to be entered by the Tennessee Regulatory Authority, or its Hearing Officer in this proceeding. Paragraph 13 of the Protective Order provides that:

13. Non-party witnesses, including entities responding to subpoenas, data requests or other third party discovery propounded by parties or the TRA, shall be entitled to invoke the provisions of this Order by designating information disclosed or documents produced for use in this action as CONFIDENTIAL in which event the provisions of this Order shall govern the disclosure of information or documents provided by the non-party witness. A non-party witness' designation of information as confidential may be challenged under Paragraph 11 of this Order.

If the recipient of this Subpoena provides information which is fully and completely responsive to the Subpoena by BellSouth by December 8, 2003, BellSouth will agree to dispense with the oral deposition. Please contact Carolyn Hanesworth at 615/214-6324 to make any necessary arrangements regarding the scheduling of depositions.

Very truly yours,



Guy M. Hicks

GMH:ch

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In Re: *Implementation of the Federal Communications Commission's  
Triennial Review Order (Nine-month Proceeding)(Switching)*

Docket No. 03-00491

**SUBPOENA DUCES TECUM FOR DEPOSITION**

To: XO Tennessee, Inc, Corporation Service Company, 2908 Poston Avenue,  
Nashville, TN 37203

**YOU ARE COMMANDED** to appear before a person authorized by law to take depositions at the offices BellSouth Telecommunications, Inc., 333 Commerce Street, Suite, 2101, Nashville, TN 37201 on December 8, 2003, at 4:00 p.m. to testify in this action, and to have with you at that time and place the following:

1. Documents reflecting your ownership and use of switches; including switches that may be used to provide service to retail customers in Tennessee and switches that might be used by other carriers to provide service to customers in Tennessee.
2. All information set forth in the Attachment, "Matters upon which examination is requested per T.C.A. §§ 4-5-311 and 65-2-102."

These items will be inspected and may be copied at that time. You will not be required to surrender the original items.

**YOU ARE SUBPOENAED** to appear by the following attorney(s) and, unless excused from this subpoena by these attorney(s) or the Authority you shall respond to this subpoena as directed.

Guy M. Hicks  
Joelle J. Phillips  
333 Commerce Street, Suite 2101  
Nashville, TN 37201-3300  
615/214-6301

Date of Issuance: 11/14/03

Richard Collier  
Richard Collier, General Counsel  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243

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**PURSUANT TO T.C.A. §§ 4-5-311 and 65-2-102**

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Suite 2101  
333 Commerce Street  
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[guy.hicks@bellsouth.com](mailto:guy.hicks@bellsouth.com)

Guy M. Hicks  
General Counsel

615 214-6301  
Fax 615 214-7406

November 14, 2003

Xspedius Communications  
CT Corporation System  
530 Gay Street  
Knoxville, TN 37902

Re: *Implementation of the Federal Communications Commission's Triennial  
Review Order (Nine-month Proceeding)(Switching)*  
Docket No. 03-00491

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GMH:ch

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Nashville, Tennessee

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Docket No. 03-00491

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Date of Issuance: 11/14/03

Richard Collier  
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